Calfee, Halter & Griswold LLP 1400 McDonald Investment Center

800 Superior Avenue

216.622.8200 Phone 216.241.0816 Fax

1100 Fifth Third Center 21 East State Street

Columbus, Ohio 43215-4243 614.621.1500 Phone 614.621.0010 Pax भञ्जाभ दवर्गिला.दवास

Cleveland, Ohio 44114-2688

# RECEIVED CENTRAL FAX CENTER Facsimile Cover

APR 0 7 2006

Date: April 7, 2006 To: USPTO

Fax Number: 571-273-8300

Send Only to the Above Fax Number:

Confirmation Phone Number:

From: Pamela A. Docherty

Direct Dial Phone Number: 216.622.8416

Client Name: CCF Client Number: 26473 Matter Number: 04177

Number of Pages: 12

Message: In re application of: Hazen, et al.	) Exami	ner: Nolan, Patrick J.		
Serial No: 10/039,753	Art Un	nit: 1644		
Filed: January 2, 2002	Confir	Confirmation No.: 9142		
For: MYELOPEROXIDASE, A RISK INDICATOR FOR CARDIOVASO	•	ey Docket No.: 26473/04177		

Please acknowledge receipt of the following:

- Facsimile Cover Sheet (1 page)
- Transmittal Form (1 page) in duplicate
- Amendment (9 pages)

DISEASE

This facsimile transmission contains confidential and/or legally privileged information from the law firm of Calfee, Halter & Griswold LLP intended only for the use of the individual(s) named on the transmission sheet. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this facsimile transmission is strictly prohibited. If you have received this transmission in error, please notify us by telephone immediately so that we can arrange for the return of the documents to us at no cost to you.

If there is a problem with this transmission, please contact the Fax Department at: 216.622.8426, 216.622.8427, or 216.622.8428. Facsimiles can be received 24 hours per day, 7 days a week at 216.241.0816. Thank You.

Fax Operator's Initials:

Sent By: Time:

Logged By:\_ Time:

Customer No. 24024

PTO/SB/21 (09-04) Approved for use through 07/31/2008. OMB 0851-0031

Under the Paperwork Reduction Act of 1995, no persons	U.S. F sate required to respond to a coll	slent and Tradem action of informati	erk Office; U. on unless it d	8. DEPARTMENT OF COMMERCE isolays a valid OMB control number.	
	Application Number	10/039,753			
TRANSMITTAL	Fliing Date	January 2, 2002		RECEIVED	
FORM	First Named Inventor	Stanley Hezen		CENTRAL FAX CENTER	
	Art Unit	1644		400 0 - ccc	
ALL AND	Examiner Name	Nolan, Patrick J.		APK U 7 2006	
(to be used for all correspondence after initial filling)	Altorney Docket Number	26473/04177			
Total Number of Pages in This Submission 12		2017001111			
ENCI	OSURES (Check all	that apply)			
	Drawing(s) Licensing-related Papers		 ] Appeal	Illowance Communication to TC  Communication to Board sals and Interferences	
Amendment/Reply After Final Affidavits/declaration(s)	Petition Petition to Convert to a Provisional Application Power of Attorney, Revocatio Change of Correspondence A Terminal Disclatmer		(Appeal Proprie	Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please Identify	
Express Abandonment Request Information Disclosure Statement	Request for Refund  CD, Number of CD(s)  Landscape Table on Cl		•	over Sheet	
Certifled Copy of Priority Document(s)  Reply to Missing Paris/ Incomplete Application Reply to Missing Paris under 37 CFR 1.52 or 1.53  Remarks  The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 03-0172.					
SIGNATURE O	OF APPLICANT, ATTO	RNEY, OR	GENT		
Firm Name					
Signature Builtad Jank					
Printed name Kristin J. Frost					
Date April 7, 2008		Reg. No. 50	627		
THE STATE OF THE AVOID OF THE STATE OF THE S					
CERTIFICATE OF TRANSMISSION/MAILING					
I hereby certify that this correspondence to being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on					
the date shown below: Signature  Wender	1. trick	<del>.</del>			
Typed or printed name Wendy A. Frick		· ·	Date	April 7, 2006	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gethering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form end/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Petent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Customer No.

24024

PTC/SB/21 (09-04)
Approved for use through 07/31/2006. OMB 0561-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are reculined to reacond to a collection of information unless it displays a valid OMB control number Application Number 10/038,753 Filing Date TRANSMITTAL January 2, 2002 RECEIVED First Named Inventor **FORM** Stanley Hazen CENTRAL FAX CENTER Art Unit 1644 Examiner Name Nolan, Patrick J. (to be used for all correspondence after initial filing) Attorney Docket Number 26473/04177 Total Number of Pages In This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC ~ Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please identify Terminal Disclaimer below): Extension of Time Request Facsimile Cover Sheet Request for Refund Express Abandonment Request CD, Number of CD(s)\_ Information Disclosure Statement

	Reply to Missing Parts under 37 CFR 1.52 or 1.53				
	SIGNAT	TURE OF APPLICANT	T, ATTORNEY, (	OR AGENT	
Firm Name	1/				
Signature	Bristad V	2 Front			
Printed name	Kristin J. Frost				
Date	April 7, 2008		Reg. No.	50,627	

Landscape Table on CD

overpayment, to Depusit Account No. 03-0172.

The Director is hereby authorized to charge any fees which may be required, or credit any

Remarks

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facelmile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class meil in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature //Vendu /

Typed or printed name | Wendy A. Frick

Certified Copy of Priority

Reply to Missing Parts/ Incomplete Application

Document(s)

Date April 7, 2008

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Customer Number

CERTIFICATE OF MAILING

I hereby certify that this AMENDMENT is being FAX NUMBER: 571-273-8300 on this 7th day of April, 2006.

Attention: Dr. Patrick Nolan

Typed or Printed name of person signing this certificate:

Wendy A. Frick

RECEIVED **CENTRAL FAX CENTER** 

APR 0 7 2006

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

in re application of:  Hazen, et al.	) Examiner: Nolan, Patrick J.
Serial No.: 10/039,753	) Art Unit: 1644
Filed: January 2, 2002	Confirmation No.: 9142
For: MYELOPEROXIDASE, A RISK INDICATOR FOR CARDIOVASCULAR DISEASE	) Attorney Docket No.: 26473/04177

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

### AMENDMENT

### Dear Sir:

The following is responsive to the Office Action mailed March 10, 2006. Please amend the above-described application as follows:

There are no amendments to the Specification.

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 7 of this paper.